

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
BUREAU OF HEALTH SYSTEM REGULATION
DIVISION OF MEDICAL QUALITY ASSURANCE

IN RE: Beverly Platt, L.P.N.

Petition No. 930405-11-016

CONSENT ORDER

WHEREAS, Beverly Platt, L.P.N. (hereinafter "respondent") of Forestville, Connecticut has been issued license number 020485 to practice as a licensed practical nurse by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 378 of the General Statutes of Connecticut, as amended; and,

WHEREAS, respondent hereby admits and acknowledges that, while employed as a licensed practical nurse at Forestville Rehabilitation Center, she:

1. administered Percocet to patient R. Delgado at inappropriate hours while he was on Morphine in July of 1992;
2. prepunched Percocet for patient M. Fields in July of 1992;
3. failed to chart the administration of Darvocet to patient E. Scarzella and two doses of Darvocet were missing and not charted in December of 1992; and,
4. signed out one dose of Darvocet for patient T. Wolf but she failed to note this on the patient's medication administration record.

WHEREAS, respondent, in consideration of this Consent Order, has chosen not to contest the above allegations at a hearing in front of the Board of Examiners for Nursing (hereinafter "the Board"). Respondent further agrees that this Consent Order shall have the same effect as if ordered after a full hearing pursuant to §§19a-9, 19a-10, and 20-99(b) of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to §19a-17 and §20-99(a) of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. That respondent waives her right to a hearing on the merits of this matter.
2. That respondent shall comply with all federal and state statutes and regulations applicable to her profession.
3. That respondent's license number 020485 to practice as a licensed practical nurse in the State of Connecticut is hereby placed on probation for two years, subject to the following terms and conditions:
 - A. Respondent shall provide a copy of this Consent Order to all current and future employers for the duration of her probation.
 - B. Respondent shall be responsible for the provision of written reports directly to the Board and the Department from her nursing supervisor (i.e., Director of Nursing) monthly for the first year of probation; and, quarterly for the second year of probation. Employer reports shall include documentation of respondent's ability to safely and competently practice nursing, and shall be issued to the Board and the Department at the address cited in paragraph 3F below.
 - C. Respondent shall notify the Board and the Department in writing of any change of employment within fifteen (15) days of such change.
 - D. Respondent shall notify the Board and the Department of any change in her home or business address within fifteen (15) days of such change.
 - E. All reports required in paragraph 3B are due according to the following schedule:

- (1) Monthly reports are due on the tenth business day of every month commencing with the reports due April 1996.
- (2) Quarterly reports are due on the tenth business day of January, April, July and October. Quarterly reports shall commence with the reports due April 1997.

F. All correspondence and reports shall be addressed to:

Office of the Board of Examiners for Nursing
Department of Public Health
150 Washington Street
Hartford, CT 06106

- G. That respondent shall successfully complete, within six months from the effective date of this Consent Order, the following home study courses: "Drugs and the Elderly" and "Avoiding Medication Errors". Within thirty days of completion of said courses, respondent shall provide the Board and the Department with proof, to the satisfaction of the Board and the Department, that she successfully completed said courses.
4. That any violation of the terms of this Consent Order without prior written approval by the Board shall constitute grounds for the Department to seek revocation of the respondent's nursing license following notice and an opportunity to be heard.
 5. That any extension of time or grace period for reporting granted by the Board shall not be a waiver or preclude the Board's right to take action at a later time. The Board shall not be required to grant future extensions of time or grace periods.

6. That legal notice of any action shall be deemed sufficient if sent to respondent's last known address of record reported to the Licensure and Registration Section of the Division of Medical Quality Assurance of the Department.
7. That this Consent Order is effective on the first day of the month immediately following the month in which this Consent Order is approved and accepted by the Board.
8. That respondent understands this Consent Order is a matter of public record.
9. That respondent understands this Consent Order may be considered as evidence of the above admitted violations in any proceeding before the Board in which (1) her compliance with this same Consent Order is at issue, or (2) her compliance with §20-99(b) of the General Statutes of Connecticut, as amended, is at issue.
10. That, in the event respondent violates a term of this Consent Order, respondent agrees immediately to refrain from practicing as an licensed practical nurse, upon request by the Department, with notice to the Board, for a period not to exceed 45 days. During that time period, respondent further agrees to cooperate with the Department in its investigation of the violation, and to submit to and complete a medical, psychiatric or psychological evaluation, if requested to do so by the Department; and, that the results of the evaluation shall be submitted directly to the Department. Respondent further agrees that failure to cooperate with the Department in its investigation during said 45 day period shall constitute grounds for the Department to seek a summary suspension of respondent's license. In any such summary action, respondent stipulates that her failure to cooperate with the Department's investigation shall be considered by the Board and shall be given due weight by the Board in determining whether her conduct constitutes a clear and immediate danger as

required pursuant to Connecticut General Statutes, sections 4-182(c) and 19a-17(c). The Department and respondent understand that the Board has complete and final discretion as to whether a summary suspension is ordered.

11. That, in the event respondent violates any term of this Consent Order, said violation may also constitute grounds for the Department to seek a summary suspension of her license before the Board.
12. That this Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, this Consent Order is not subject to appeal or review under the provisions of Chapters 54 and 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any other rights that she may have under the laws of the State of Connecticut or of the United States.
13. That respondent permits a representative of the Department to present this Consent Order and the factual basis for this Consent Order to the Board. The Department and respondent understand that the Board has complete and final discretion as to whether an executed Consent Order is approved or accepted.
14. That respondent has had the opportunity to consult with an attorney prior to signing this document.

I, Beverly Platt, L.P.N., have read the above Consent Order, and I agree to the terms set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

Beverly Platt L.P.N.
Beverly Platt, L.P.N.

Subscribed and sworn to before me this 19th day of February, 1996.

Frederick McMillen-Lewis
~~Notary Public~~ or person authorized
by law to administer an oath or
affirmation *Commissioner of the Superior Court*

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 20th day of February, 1996, it is hereby accepted.

Stanley K. Peck
Stanley K. Peck, Director
Division of Medical Quality Assurance

The above Consent Order having been presented to the duly appointed agent of the Connecticut Board of Examiners for Nursing on the 21st day of February, 1996, it is hereby ordered and accepted.

BY:

Nancy J. Bafunda
Connecticut Board of Examiners for Nursing